



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Edward M. WILLHIDE et al.

Application No.09/812,136

Filed: March 19, 2001

For: SYSTEM AND METHOD FOR  
MONITORING AND MANAGING AN  
ENTERPRISE NETWORK (as  
amended)

Confirmation No.: 7589

TC/Art Unit: 2151

Examiner: Khan Q. Dinh

Atty Docket: **P70502US0**

**SUBSTANCE OF INTERVIEW**

**MAIL STOP AMENDMENT**

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Communication dated April 20, 2007 (PTO Prosecution File Wrapper Paper No.20070415), Applicant submits the following Remarks.

It is not believed that extensions of time or fees are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 CFR § 1.136(a); and any fees required for consideration of this paper and any papers associated with it are hereby authorized to be charged to our Deposit Account No. 06-1358.

### Substance of Interview

Applicant thanks the Examiner for his courtesy in conducting the telephone interview of April 16, 2007 with Applicant's counsel Linda Shapiro, Reg. No. 28,264.\* During the interview, the Examiner indicated that amendment of independent claims 22, 40, and 43 to incorporate the limitations of dependent claims 24 and 31 would place the application in condition for allowance. Mrs. Shapiro pointed out that as claims 40 and 43 are method claims and claim 22 and its dependent claims 24 and 31 are apparatus claims, the limitations of claims 24 and 31 could not be incorporated *verbatim* into claims 40 and 43, and that some adjustment of their limitations would be necessary. It consequently was agreed that amendment of independent claim 22 to incorporate the limitations of dependent claims 24 and 31, and that amendment of independent claims 40 and 43 to incorporate limitations similar to those of dependent claims 24 and 31 would place the application in condition for allowance. It was also agreed that Mrs. Shapiro would prepare proposed amendments to claims 22, 40, and 43 and email them to the Examiner for his consideration and incorporation into an Examiner's amendment.

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\* The Examiner Interview Summary states that the interview was with Allen S. Meier (*sic*, Melser). However, the interview and subsequent email communications were conducted with Linda Shapiro.

Mrs. Shapiro sent the email with proposed claim amendments to the Examiner later on April 16, 2007, which email was acknowledged and agreed to by the Examiner by return email, also on April 16, 2007.

Respectfully submitted,

JACOBSON HOLMAN PLLC

Date: May 2, 2007

By: \_\_\_\_\_

A handwritten signature in black ink, appearing to read "Allen S. Melser", written over a horizontal line.

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Allen S. Melser  
Registration No. 27,215